

RCE/3682  
JMW

<p>REQUEST For <b>CONTINUED EXAMINATION (RCE) TRANSMITTAL</b></p> <p>NOV 12 2004</p> <p>MAIL STOP RCE COMMISSIONER FOR PATENTS P. O. BOX 1450 ALEXANDRIA, VA 22313-1450 (Revised 01/2003)</p>	Application Number 10/034,818
	Filing Date December 27, 2001
	First Named Inventor: Winninger et al.
	Art Unit: 3682
	Examiner Name: Marcus Charles
	Confirmation No.: 2481
	Attorney Docket No. 033339/242494

This is a request for **Continued Examination (RCE)** under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

**1. Submission required under 37 C.F.R. § 1.114**

- a.  Previously submitted
  - i.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
  - ii.  Other      Amendment After Final
- b.  Enclosed
  - i.  Amendment/Reply
  - ii.  Affidavits(s)/Declarations(s)
  - iii.  Information Disclosure Statement (IDS); of cites listed on PTO Form 1449
  - iv.  Other \_\_\_\_\_

**2. Miscellaneous**

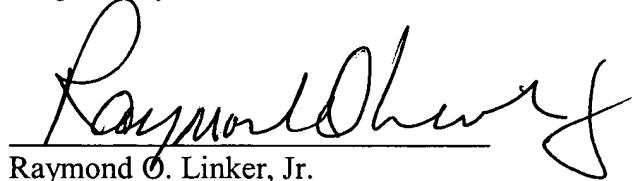
- a.  Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b.  Other \_\_\_\_\_

In re: Winninger  
Appl. No.: 10/034,818  
Filed: 12/27/01  
Page 2

3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. The Director is hereby authorized to charge any fee deficiencies, or credit any overpayments, to Deposit Account No. 16-0605.
  - i.  RCE fee required under 37 C.F.R. § 1.17(e)  
(\$790.00 large entity; \$395.00 small entity)
  - ii.  Extension of Time Fee (37 C.F.R. §§ 1.136 and 1.17)
  - iii.  Other
- b.  Check in the amount of \$790.00 is enclosed

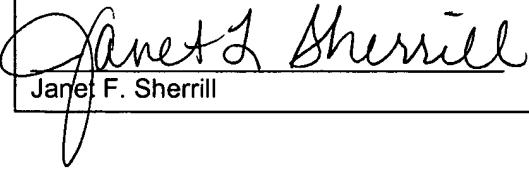
Respectfully submitted,

  
Raymond O. Linker, Jr.  
Registration No. 26,419

**Customer No. 00826**  
**Alston & Bird LLP**  
Bank of America Plaza  
101 South Tryon Street, Suite 4000  
Charlotte, NC 28280-4000  
Tel Charlotte Office (704) 444-1000  
Fax Charlotte Office (704) 444-1111

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on November 8, 2004.

  
Janet F. Sherrill